

GOVERNOR'S
OFFICE

2018 AUG 21 AM 11:50

CORRESPONDENCE

Joshua A Monighan
Taxpayer

Federal District Court
Middle District
Commonwealth of Pennsylvania

FILED
HARRISBURG, PA

AUG 21 2018

RECEIVED
Office of Attorney General

AUG 21 2018

Civil Law Division

Vs

Per

AAA

Tom Wolf Governor
Commonwealth of Pennsylvania
Deputy Clerk

Declaratory and Injunctive relief

RECEIVED
1 of 11
AUG 21 PM 12:10
DEPT OF STATE
BUREAU OF CEI

Jurisdictional statement title 42 1983 2002 the Right to Free and Fair elections
the Process of gathering signatures though normal social conversation effected by the
cold and the wet in 2018, Bruce Marks Vs William Stinson 94-1247 94-1248, On the
ballot this year is US Senate and US House seats in the general election.
Marbury vs. Madison 1 Cranch 137163, 2 L.ed 60 1803 (year). "it is a general and
indisputable rule that where there is a legal right, there is also a legal remedy by suit, or
actions at law, when ever that right is invaded....it is settled and invariable principle in
the laws of England, that ever Right, when withheld must have a remedy, and ever
injury is proper redress"

Background

Just as we are granted certain Indefeasible Rights by our creator. Yet the members of
our society who consider them selfs staunch Republican's or Democrat's need yet
another history lesson.

Address 011011 'B'

TAXPAYER

The first step is the First Amendment, Free speech, Free Assembly and the Right to
petition, establishing issues. The time period of 1785 for the first time America had a
chance to sign for or Nominate a President was for George Washington.

How many signers were around (Registered Voters) at this time period? Not Many!
elector had to be 21 year male or older and a land owner, A more inclusive provision

Qualified Elector derived from the Commonwealth Constitution was adopted
establishing the Wig party by Qualified Electors. Today a Qualified elector includes all
races, women and by our measure some one who is 17 but would turn 18 by the first of
November.

Special Note: This Discussion about "Qualified Electors" is to Show and attempt by a
board of Elections (1790) to engage a Wider range, a broader cross section of "voters"
and those who had the Power to Vote. This broad cross section of "voters" and those
who had the power to vote comprised a broad range of appeal of fresh Ideas, this
process is what keeps our nation free. Not the decision making of those in Power. We
have seen the decision making form those in power as the Governors office who has
lead us from freedom today.

Under the Fourth Amendment we have a right to be secure with our papers. Any
nominator is automatically unsecured with papers when the rain drops are overhead.

A Weather Man of the day, Author and Publisher Benjamin Franklin once said " a
Republic if you can keep it!!"

The nomination petition period is what gave a start to the Governors own party DNC as
3 of 11
well as his main opponent the RNC. Governor Office should be ashamed.

Qualified electors is a term witch pre dates the US Constitution, from the Pennsylvania
Constitution. Please take some careful though here! Why are the words Qualified
elector are on the third party petition paper with circulator affidavit.

even the Wig party was established by the hand of the Qualified Elector. Third party are
seen as a lessor but is the foundation for all politics making third party and political
bodies formation actually more important then the primary process.

While in this case of the un-established or semi-established third party signature
requirements are twice of that of the two parties, more than double the signatures are
required for the same office.

Due to the extreme cold of 1992 Governor Casey extended the Circulation period for
Democrat and Republican Party by (66 and 2/3 %) 3 week to a full 5 weeks.

In 1992 the main factor was weather. In 1992 the primary Circulation Period end with
66% increase.

In the 2004 pre primary signature period was extended one full day by Governor Tom
Ridge due to in climate weather event a snow storm Harrisburg to Philadelphia.

In 2018 history making, record setting cold in the month of April going back some 21
years.

This year for the primary circulation period in 2018 the weather was cold and snowy but
a pleading for an extension was not made by the Two Parties. A snow storm as
obviously seen in the case of 2004 by the Governor Office.

In the primary circulation period in 2018 there was an extension due to man made
confusion on the Gerrymandering of the Congressional Districts. Tom Wolf could have
helped the Supreme court to quickly devise a fair map but delayed the process, waving
the responsibility to show and executive example for the betterment of the voter. Those
new districts also effect the third party candidates this year. The Supreme Court had to
act and those acts have proven merit to the extension. A one week for congress only
made confusion signers in primary were in fact in fact asked to sign twice. Once for
state rep and gov. Then later for Congress* certain congress districts were with out
numbers.

Statements on petitioning for third parties, the process of placing a third party candidate
on the ballot is a constitutional right just as voting is a First amendment Right. 122 days
april 1st till july 31st, under normal circumstances no one would challenge the length of
time as adequate to collect the required signatures However, the Flooding in Hershey
and Knobles Grove Park Nationally recognized by Governor Tom Wolf and the National
media as emergency efforts have been deployed accordingly.

In 2018 the Blank nomination petitions were not available to the public until after the
start of the Circulation Period. The Blank Petitions were Embedded on the Department

of States Website after March 8th. * (issue Reserved for the State Court)

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March and April the Supreme court caused confusion form primary extension one week congress only.

This Year in 2018 Man made disaster 2018 Congressional district with out numbers * petitioning started.

March 15 till March 31 is usually a start of the Circulation Period*

History making, record setting cold in the month of April going back some 21 years.

Complaint

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Normally, it is not a commonsense item to challenge the length of time frame allowed for the nomination process. However,

Petitions Nomination papers blanks were not available on Department of State Website.

March 2018 Undefined Congressional districts

April 2018, on record with the Weather Service* history making cold going back 21 years.

May and June also the lingering confusion with Pedro Cortes Secretary of State department resignation in October 2017 plagued the petitioners.

The first half of May was good for petitioners after may 22nd the rain and fog continued the unsettled weather pattern posed an instantaneous threat of rain at any second and at any time of the day.

Trump or wolf who do you prefer? I don't have time to discuss this I have an umbrella in my hand. The normal challenge to speak was chased away by rain drops.

In to June it became to hot and the sweet drops became a new type of moisture challenge to the Petition Right (reserved from the matter). June and July Disastrous.

June, Rain unsettled weather (constant threat of rain or storm watch).

5" above normal rain fall for the period.* (July)

Mud slides in July did not just happen for the rains in july but the July Rains compounded the effects central Pennsylvania has experienced resulting form precipitation. Rained on every Sunday except july 1st providing some relief form the hinderance. July , Rain , 10 day in July in was dry but the entire month was unsettled resulting in the July 25 statements to Emergency responders by Governor Tom Wolf in

regards to hershey and Knobles Grove Park flooding.

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26th disaster by Nationally recognized Wolf

during the july period we would not ask Tom Wolf to put on weightier boots and collect signatures on a rubber raft and umbrella.

Tom Wolf on July 31 2018 ignored the Petition for redress. The rain assault continues

On August 8th Tom Wolf deploys National Guard Lackawanna river was 5 ft above flood stage.

On August 9th 2018 Johnithan Marks usurps * the authority of Tom Wolf who alone with the Governors office and denies request.

August 17th Tom Wolf Pleads for National disaster Relief, Media PA.

Tom Wolf appeals to Federal court for Disaster Relief*.

Summary of Complaint

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- 1 Weather Played a roll 1992 2004 extensions were made for Democrats and
Republicans
2. No Extension was made for Third Parties by Tom Wolf even though he was on
National News. from Muddy Hershey Park on July 25 and 26th 2018.
3. Third circuit court of appeals stated 93' every votes counts
4. Here every voter and Petition signer should also count his or her ideas to give politics
Petitioners ideas about change should not be restricted or reduced by Rain Drops.
5. The First amendment Right to petition for redress stems from the third party
petitioning process a vital process in american government freedom and democracy.

circumstantial evidence

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The court may necessarily exhaust its ability to research the following 2 points

Misquote cycle interrupted by the frequency of the rain as proof?

Any other States extensions in the USA due to weather of the 8858 search results available in the senate law library?

Any other extensions that were granted in the USA for non weather related reasons?

In support Circumstantial evidence.

Trough the reverse angle lens the Voters them self were disenfranchised from the sunday rain fall on May 20, may 27, june 3rd, june 10, june 17, june 24, july 1, july 8, july 15, july 22 and july 29.

We can only speculate as to the reasons the Governors office made for Denial of the petition for executive action made on july 31st 2018*

1. Maybe he does not understand weather he is a part of.
2. Maybe he does not understand the term "Climate Change"
3. Maybe he does not understand that persons and politics are affected by the rain and constant threat of rain.
4. Maybe he does not understand his responsibility he is under the constitution to correct the adverse Effects with executive action.

In any case the Governors office's non concern for civility must be overturned!

Relief sought

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We are asking the court to declare it form april 1st extreme and disastrous weather has inhibited the ability of the third party properly allow for political discourse, and the full exercise of assembly and free speech experienced by 70% of the Voting Public(non primary Voters) vs the 30% who voted in the primary who are satisfied with their candidate to discus to establish ideas and propose a replacement option.

Declare

confusion, march

extreme cold in April.

May 22 began the intrusion on public discourse

every Sunday it rained June

July Various Emergencies across the state culminating in a torrential conundrum for the Commonwealth of Pennsylvania

Injunction

We ask the court to extend the circulation period of third party Nomination Papers by 33% of the 122 days 45 days extension compared to the 1992 extension 66% 2/3 granted 3 weeks to 5 weeks. Granting our request would be proportional by 1/3 the percentage of the time compared to the 1992 extension granted. Were are asking for an extension equivalent to only a portion of the 1992 extension of 2/3.

If were were granted an equivalent size of extension it would 90 days. August September October. We are not asking for 90 days this year although it would be feasible to do so.

Denial of the injunction extension would clearly be discrimination against 70% of the Population of the Commonwealth. Registered voter and voters who are not registered currently would be effected by the denial.

regardless of the Good determination by the Court the Corn proves rapid growth resulting from the rain as it is taller than the trees. Pay not to plant next year quick.

Exhibits Index

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Exhibit

A Marks Vs Stinson

B Statement denial Jonathan Marks Tuesday aug 9th 2018

C Cortes Resigns

D Wolf Delays

E State Department Fails to embed Nomination Papers on Web site.

F July 25th 2018 Floods

G Knobles Parks Flood Evacuation

H Tom Wolf elections security protocol letter.

I Weather Map Typical weather patter seen.

J ABC New Coverage of Flooding.

K Wolf Seek Federal Aid.

L coldest April in 20 years.

[Home](#) / [Browse Decisions](#) / [F.3d](#) / [19 F.3d](#)

/ [19 F.3d 873 \(1994\)](#)

MARKS v. STINSON

Nos. 94- Email | Print | Comments (0)
1247, 94-1248.

[View Case](#)

[Cited Cases](#)

[Citing Cases](#)

[19 F.3d 873 \(1994\)](#)

Bruce MARKS; Kathy Steck, on behalf of the Voters of the Second District; Emanuel Lorenzo; Lydia Colon; Lillian Cruz; Diana Irizarry; Ruth Martinez; Zoraida Rodriguez; Yesenia Vasquez; Republican State Committee v. William STINSON; the William Stinson Campaign; Philadelphia County Board of Elections; Margaret M. Tartaglione; John F. Kane; Alexander Z. Talmadge, Jr. and various Do and Do Defendants; Senator William

3

VERIFICATION
OFFICE

2018 JUL 31 PM 1:39

Commonwealth of Pennsylvania

Tow Wolf Gov.

CORRESPONDENCE

Petition for extension

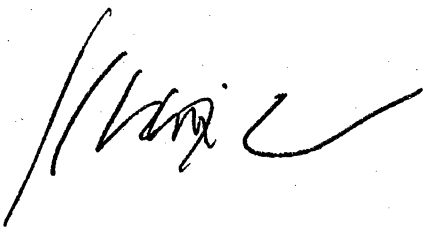
This petition is for an extension of time of the circulation period of third party Nomination Papers.

Historically, of proportional equivalent in 1992, a two week extension for Democrat Party and Republican Party Primary to circulate due to un reasonably cold weather.

In 2018 the weather events leading to the Commonwealth's Weather conditions nationally recognized on July 25th by various news outlets including Blaine Shahan of LNP reported in AP and US News have effected not only the total products of the Leading Third Political Parties but has as well hampered the ability of the public to fully exercise diplomacy thorough expression and the assembly process.

As a result of the weather it is hereby requested a 30 day extension of the circulation period of Nomination Papers allowing time for post circulation review period.

Independent Pennsylvanians
Joshua A Monighan Taxpayer
6363 Basehore Rd
Mechanicsburg PA 17050
1717319 8014
jmonighan@gmail.com



STATE
OFFICE

2018 JUL 31 PM 2:02

B



Commonwealth of Pennsylvania
Department of State
Bureau Commissions, Elections and Legislation
401 North Street
Room 210 North Office Building
Harrisburg, PA 17120

Jonathan M. Marks
Commissioner

Telephone: (717) 787-5280
Fax: (717) 705-0721

August 9, 2018

Joshua A. Monighan
63636 Basehore Road
Mechanicsburg, PA 17050

Dear Mr. Monighan:

Kindly consider this letter a follow-up regarding your petition for an extension of time for the circulation of nomination papers. As was previously communicated to you at the time you delivered the petition to this office and during a subsequent telephone conversation with department counsel, the deadline to file nomination papers remains unchanged and will not be extended. That deadline was August 1, 2018.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonathan Marks".

Jonathan Marks
Commissioner
Bureau of Commissions, Elections and Legislation

cc: Governor's Office
Office of the Attorney General

(
B

**Commonwealth of Pennsylvania
Tom Wolf
Governor**

1 of 2

Certificate of Service 8/2/2018

I the undersigned hereby certify I delivered the following documents via us mail.

1) Petition of extension of Time

to the following offices below.

**Commonwealth of Pennsylvania
Tom Wolf Governor Office
508 Main Capitol Building
Harrisburg, PA 17120
1717 787 2500**

**Commonwealth of Pennsylvania
Robert Torres Department of State
302 North Office Building
401 North Street Harrisburg PA 17120**

**Commonwealth of Pennsylvania
Josh Shapiro Attorney General
16 Floor, Strawberry Square 17120
1717-787-3391**

**Commonwealth of Pennsylvania
Mike Stack Lt Governor
200 Main Capitol Building
Harrisburg PA 17120
1717 787 3300**

Email Only:

Green

Libertarian

Constitution Party

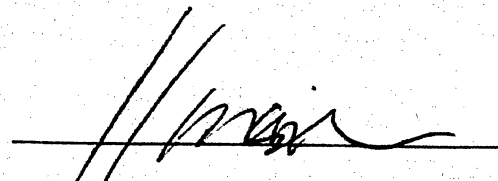
Blaine Shahan of LNP/AP/USNews and World Report.

B

Commonwealth of Pennsylvania
Tom Wolf
Governor

2 of 2

Joshua A Monighan Taxpayer
6363 Basehore Rd
Mechanicsburg PA 17050
1717319 8014
jmonighan@gmail.com

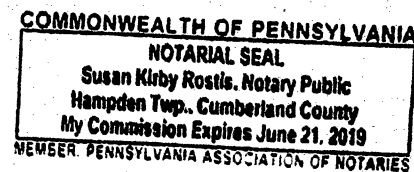


Sworn and Subscribed This 2ND day of

August, 2018 2018 in the Commonwealth of Pennsylvania County of

Cumberland

By Susan Kirby Rostle



RECEIVED

Commonwealth of Pennsylvania
Tow Wolf Gov.

AUG 07 2018

DEPARTMENT OF STATE
EXECUTIVE OFFICE

RESPONSE

Petition for extension

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Office of Attorney General

JUL 31 2018

Civil Law Division

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Joshua A Monighan Taxpayer
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Mechanicsburg PA 17050
1717319 8014
jmonighan@gmail.com

2018 JUL 31 PM 2:01

News

Did State Republicans' letter prompt the Cortes departure?

Written by Radio Pennsylvania | Oct 28, 2017 8:33 AM



Comments



Like 1



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2



Former Secretary of the Commonwealth Pedro Cortes

(Harrisburg) -- Speculation continues over the sudden resignation of a top official in the Wolf administration and some Republicans think they may have been the catalyst for the departure.

**CITY
STATE**



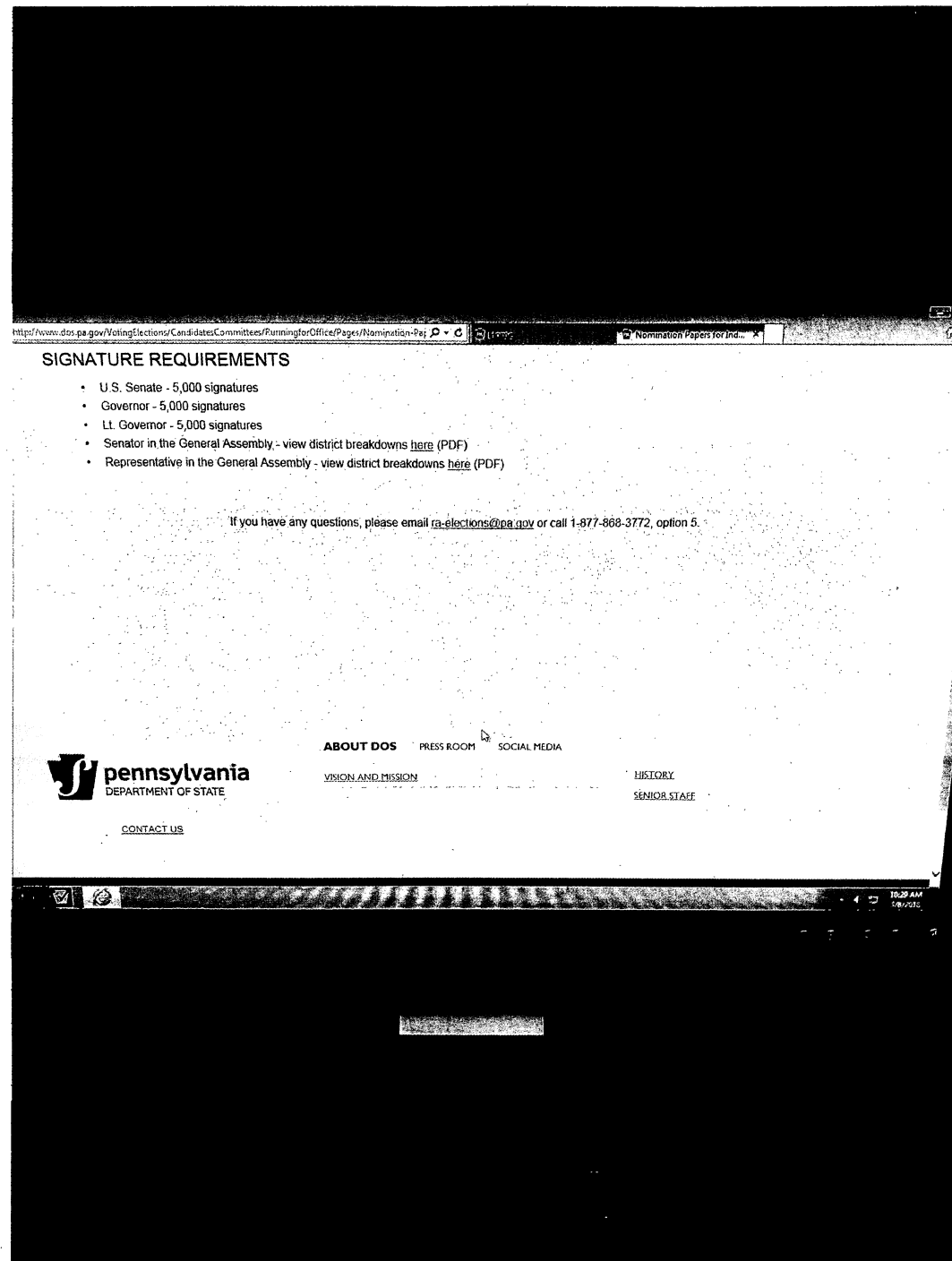
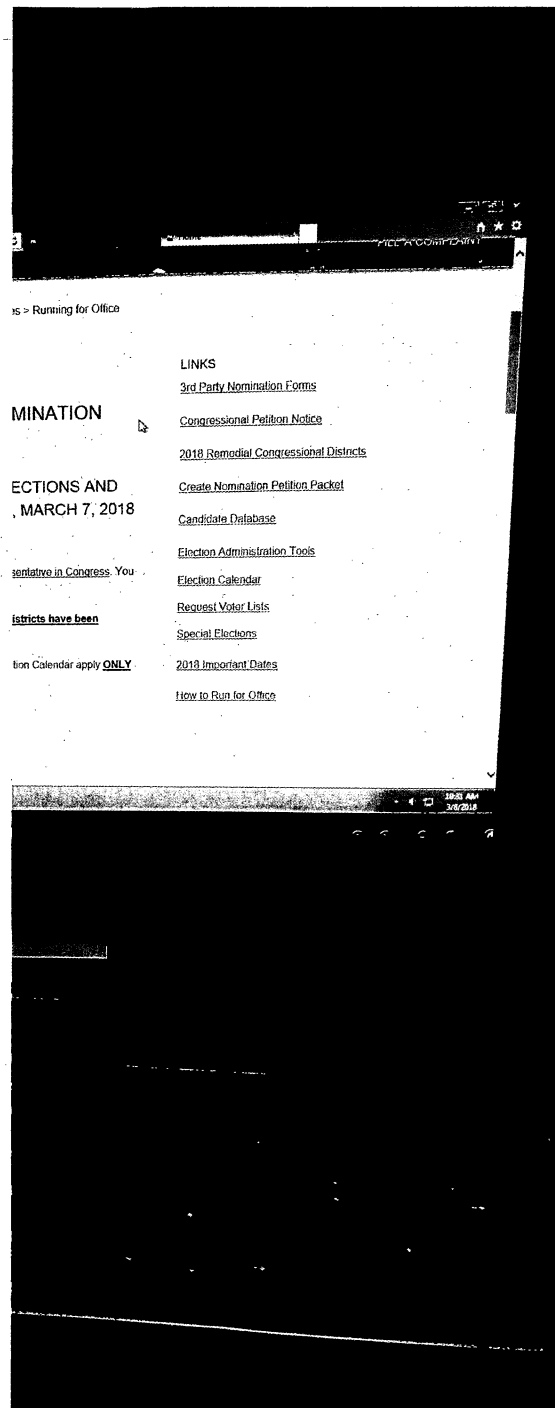
CARTOGRAPHICAL EVIDENCE

Wolf debates submitting a redrawn map of his own to PA Supreme Court

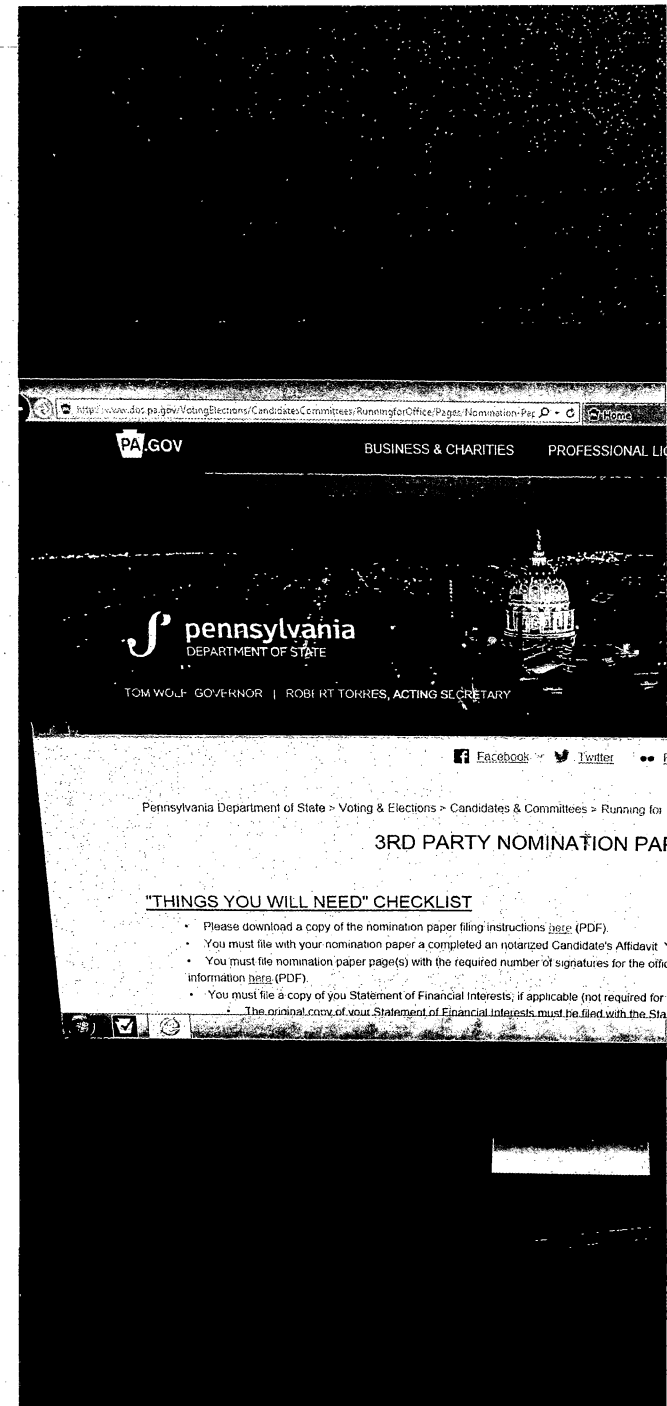
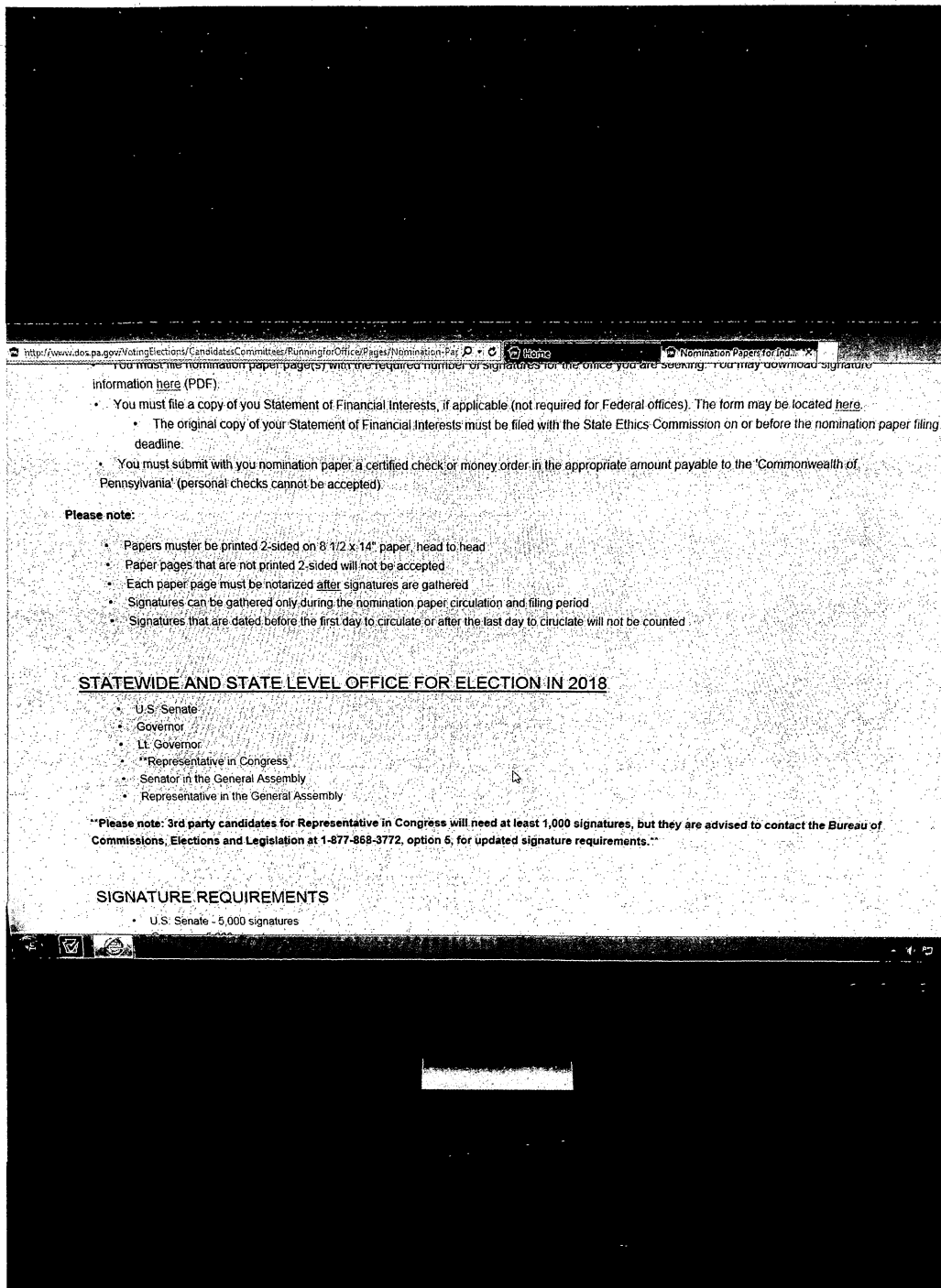
By: JASON GOTTESMAN

FEB 14, 2018 AT 4:20 PM



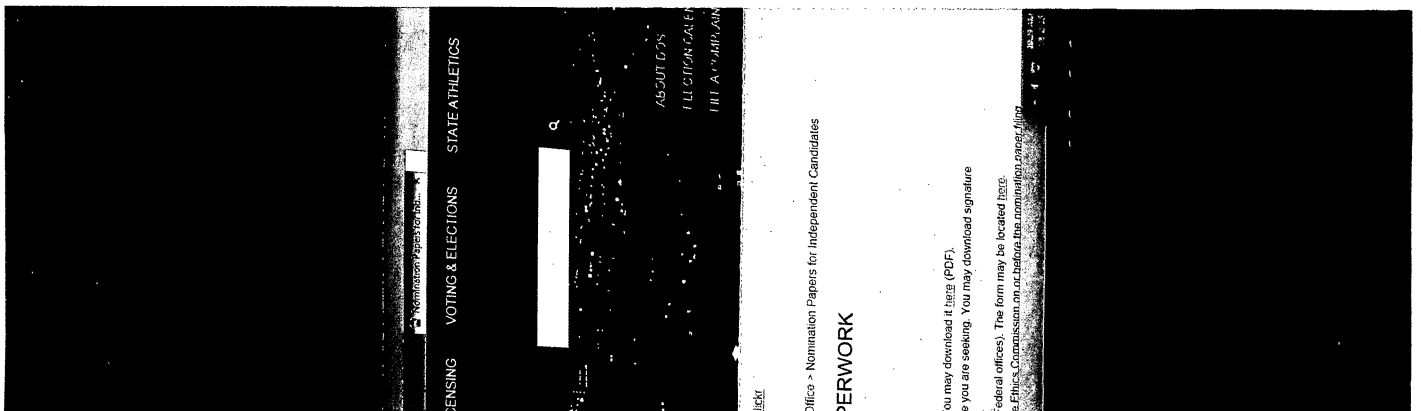
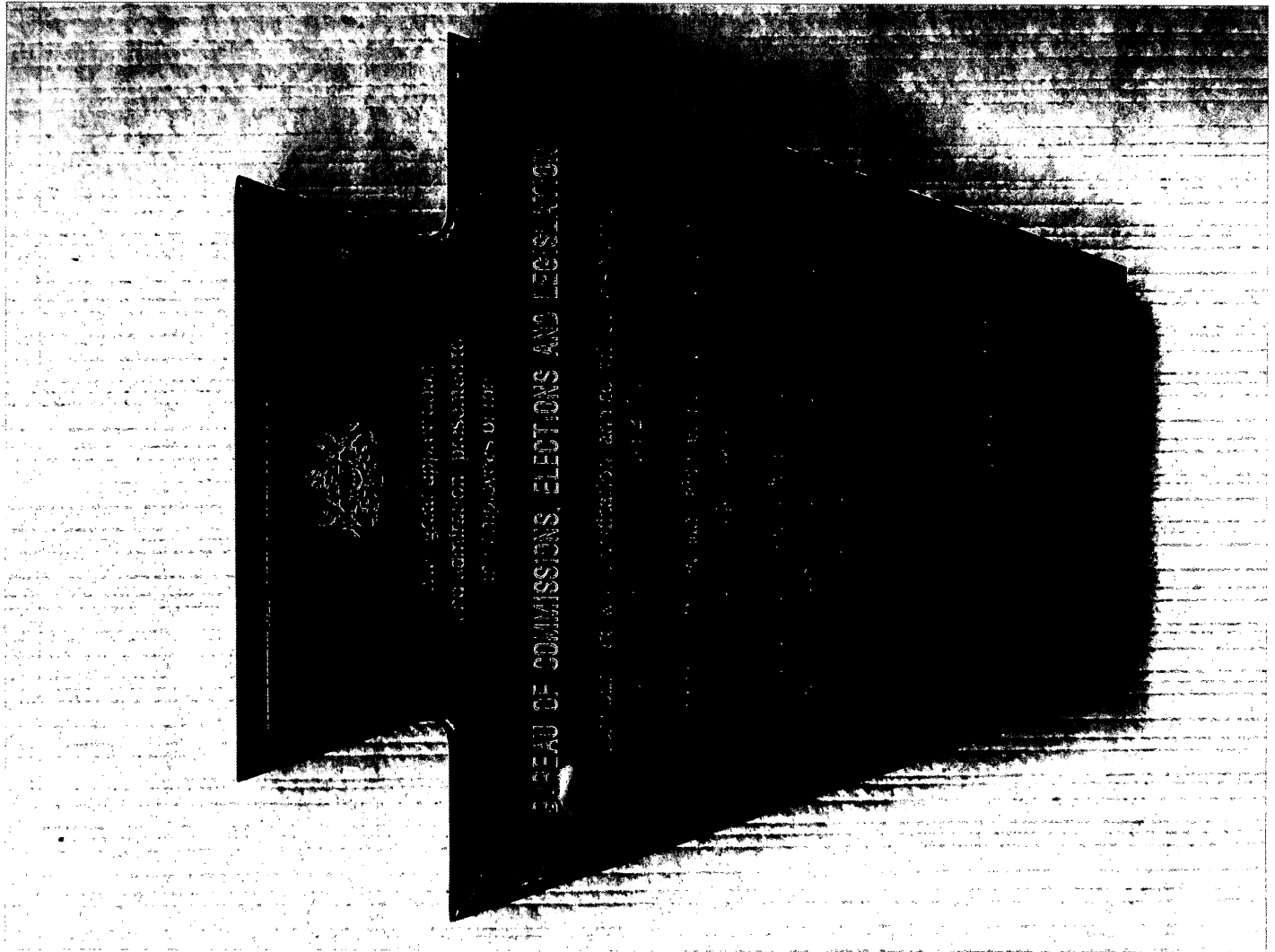


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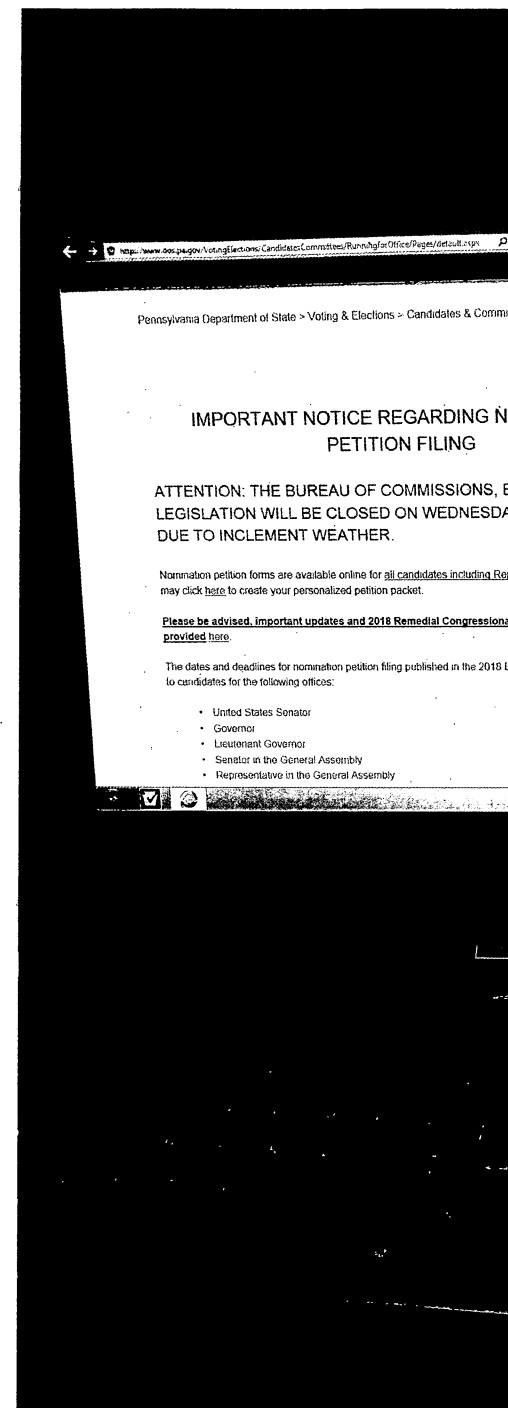
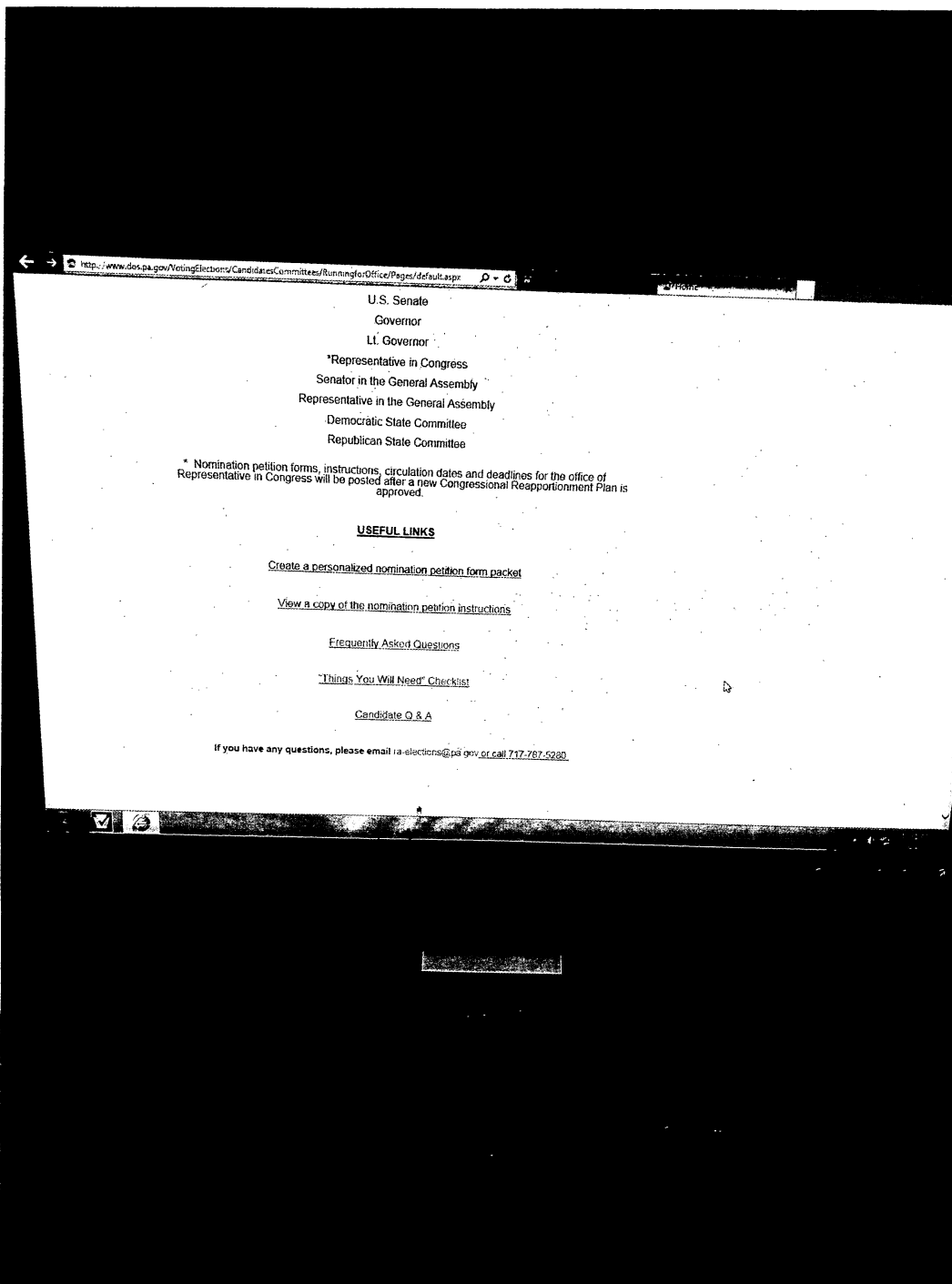


1
E

From: Josh Monighan <jmonighan@gmail.com>
Subject: March 8 th
Date: August 17, 2018 1:42:31 PM EDT
To: Josh Monighan <jmonighan@gmail.com>
6 Attachments, 18.0 MB



Sent from my iPhone



(F)

Heavy Rain, Flood Waters Prompt Pennsylvania Evacuations

Days of drenching rains are closing roads, sending creeks and streams over their banks and causing businesses and to shut down in central Pennsylvania.

July 25, 2018, at 6:47 p.m.





Firefighters from Wrightsville Fire Company use a five ton truck to evacuate residents from homes along flooded Drager Road in Columbia, Pa., Wednesday July 25, 2018. Days of drenching rains are closing roads, sending creeks and streams over their banks and causing businesses and to shut down in central Pennsylvania. (Blaine Shahan/LNP via AP) The Associated Press

AP

HARRISBURG, Pa. (AP) — Five days of relentless downpours have left central Pennsylvania a soggy mess, closing roads and businesses, sending creeks and streams spilling over their banks and requiring rescues and evacuations.

Firefighters helped people escape their flooded neighborhood near Hershey on Wednesday



Top 2018 Luxury SUVs



le

Q days when knobles grove was closed

Free Admission Amusement Park in ...

Knoebels › TodayAtK

... 10:00 PM. Alamo Restaurant Hours: 11:00 AM -
8:00 PM ... Ride All Day 11:00 AM - 10:00 PM ... Bar
is open one hour after kitchen closes.

VIDEOS

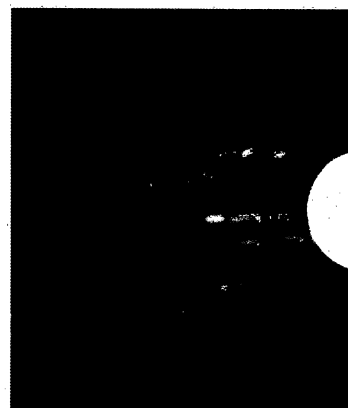
ABC27.com



Previous Knoebels closes
again as park floods

Jul 25, 2018

CBS Philly



Knoebels Clo
Due To Flood
Shows Park l

Jul 25, 2018

PEOPLE ALSO ASK





COMMONWEALTH OF PENNSYLVANIA
OFFICE OF THE GOVERNOR

July 30, 2018

The Honorable Patrick Toomey
248 Russell Senate Office Building
Washington, DC 20510

Dear Senator Toomey:


In March of this year, Congress took an important initial step to help states secure their elections and replace their outdated voting systems by allocating \$380 million in Help America Vote Act (HAVA) funds through the Consolidated Appropriations Act of 2018. That appropriation resulted in \$13.5 million for Pennsylvania, which has already been earmarked for new voting systems, but that is only a fraction of what is needed.

In February, the PA Department of State issued a directive to all counties in the state that any newly purchased voting equipment must have a voter-verifiable paper record. Recognizing that new voting equipment is expensive, cost-sharing between federal, state, and local governments is necessary. I commend Congress for passing the initial \$380 million in HAVA funds for states, but it should not be a one-time occurrence. Additional funding is required to safeguard the integrity of our elections.

Citizens should and must be confident that our elections are secure and fair. Congress has a responsibility to ensure that states have the resources to guarantee our voting infrastructure is protected from external threats. That is why I am calling on Congress to once again appropriate \$380 million to the Election Assistance Commission (EAC) for grants to states for Fiscal Year 19. This funding is vital to helping states and our county partners plan and prepare for the significant costs required to replace old voting systems.

Congress should allocate additional funding to the states to protect the confidence and integrity of a foundation of our democracy – elections. This is a significant opportunity for all levels of government, federal, state and local, to work together to support our nation and its voting infrastructure.

Sincerely,

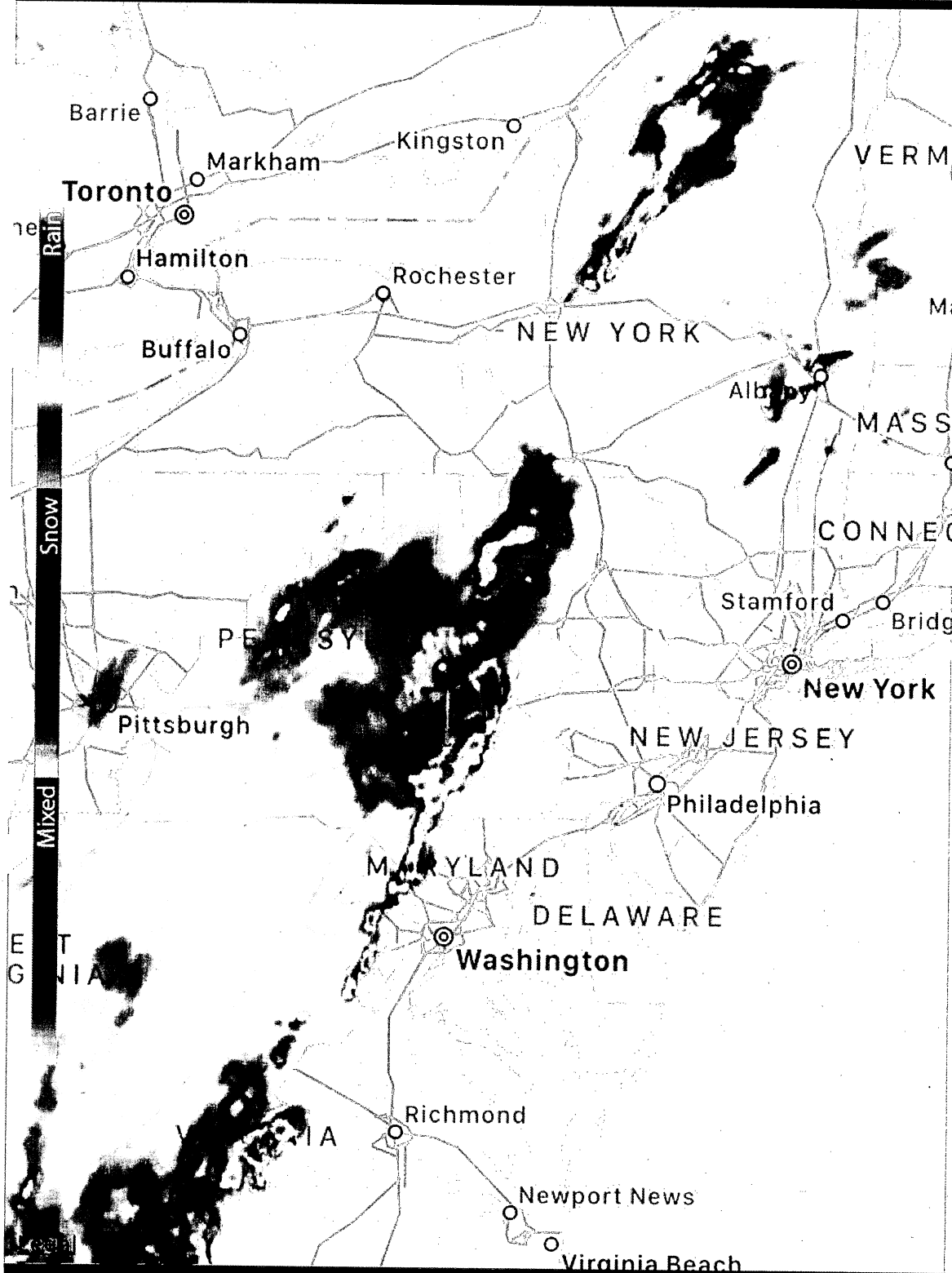

Tom Wolf
Governor

Verizon LTE

9:34 PM



Wed, Aug 01, 9:15 PM
19 min ago



Catch up with friends and family on Facebook!



Johnstown

West Chester

Lancaster

Pa. counties remain under flood watch, some are under warnings

1 day ago

Heavy rain prompts flood emergency in Pennsylvania

1 day ago

VIDEOS

ABC News

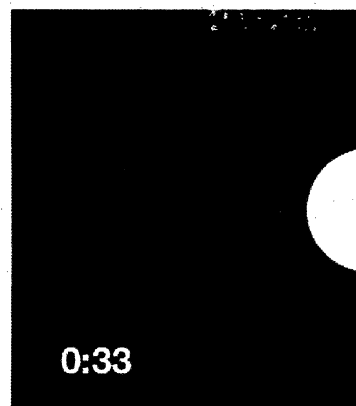


3:31

Major flooding across Pennsylvania Video

21 hours ago

ABC News



0:33

Video: Campsite away in Pennsylvania flooding

12 hours ago

Heavy rain prompts flash flood emergencies in Pennsylvania and New Jersey - CBS ...

⚡ CBS News › news › heavy-rains-...

K



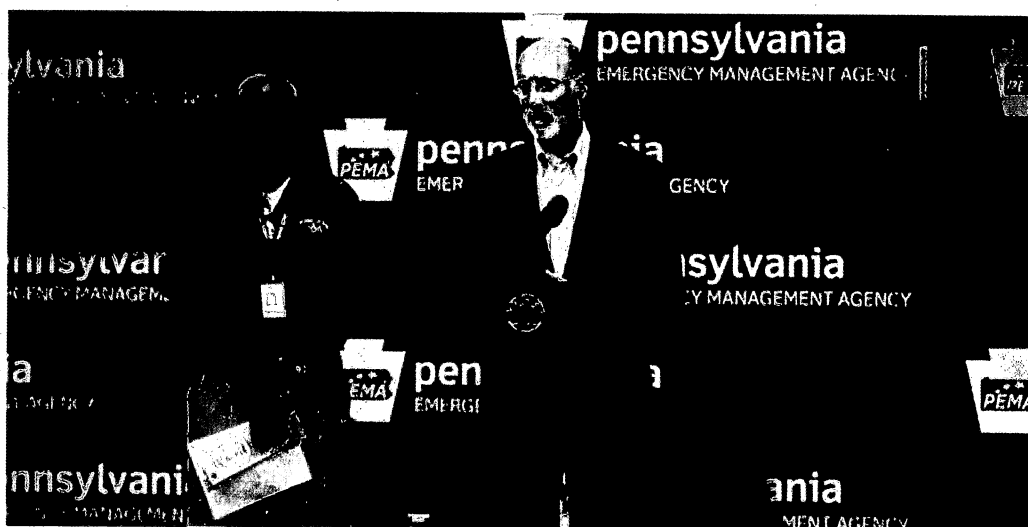
GOVERNOR TOM WOLF



SEARCH

After Touring Damage, Governor Wolf Declares Recent Flooding a Disaster, Will Seek Federal Aid

August 17, 2018



PRESS RELEASE, WEATHER SAFETY

Harrisburg, PA – Today, Governor Tom Wolf signed a proclamation of disaster emergency for the commonwealth in response to a series of severe rain storms over the past week that caused flash flooding and ensuing damage to homes and businesses throughout much of north and central portions of the state. Governor Wolf has personally toured



MENU

GOVERNOR TOM WOLF



SEARCH

Harrisburg, PA – As several counties in Pennsylvania continue to address the effects of heavy rains this week, Governor Tom Wolf thanked emergency personnel and first responders for serving their community. Severe rain storms that moved across Pennsylvania on Sunday and Monday caused multiple flash floods, evacuations, water rescues and road closures.

“Our state and local emergency responders are continuing to coordinate to help those impacted by flash flooding from this latest round of storms,” said Governor Wolf. “On behalf of all Pennsylvanians, I thank them for their dedication to serving their communities and our state as we deal with the effects of severe rain.”

At Governor Wolf’s request, representatives of his administration,

google.com

usatoday.com



Spring shiver: Last month was USA's coldest April in more than 20 years

DOYLE RICE | USA TODAY | 1:19 pm EDT May 8, 2018

